



**COUNTY OF LOS ANGELES**  
**DEPARTMENT OF PUBLIC WORKS**

*"To Enrich Lives Through Effective and Caring Service"*

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ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

**GAIL FARBER, Director**

December 03, 2013

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

**ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

41 December 3, 2013

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

Dear Supervisors:

**ADOPT, ADVERTISE, AND AWARD  
ROADWAY RECONSTRUCTION AND RESURFACING  
LOS PALACIOS DRIVE, ET AL.  
IN THE UNINCORPORATED COMMUNITY OF ROWLAND HEIGHTS  
(SUPERVISORIAL DISTRICT 4)  
(3 VOTES)**

**SUBJECT**

This action is to approve and advertise the project for roadway reconstruction and resurfacing for Los Palacios Drive, et al., in the unincorporated community of Rowland Heights; find the project categorically exempt from the provisions of the California Environmental Quality Act; adopt the plans and specifications; authorize the Director of Public Works or her designee to award and execute a consultant services agreement for the preparation of a baseline construction schedule and storm water pollution prevention plan for a fee not to exceed \$10,000 and a construction contract with the apparent responsible contractor with the lowest responsive bid; deliver the project; and delegate certain responsibilities to the Director of Public Works or her designee to carry out this project.

**IT IS RECOMMENDED THAT THE BOARD:**

1. Find that this project is categorically exempt from the provisions of the California Environmental Quality Act.
2. Approve and advertise the project and adopt the plans and specifications that are on file in the Construction Division of the Department of Public Works for roadway reconstruction and resurfacing, at an estimated construction contract cost between \$2,800,000 and \$3,800,000.
3. Instruct the Executive Officer of the Board of Supervisors to advertise for bids in accordance with

the Instruction Sheet for Publishing Legal Advertisement, and which are to be received before 11 a.m. on January 7, 2014, in accordance with the Notice Inviting Bids.

4. Authorize the Director of Public Works or her designee to award and execute a consultant services agreement with the apparent responsible contractor with the lowest responsive bid to prepare a baseline construction schedule and a storm water pollution prevention plan for a fee not to exceed \$10,000 funded by existing project funds.
5. Authorize the Director of Public Works or her designee to award and execute a construction contract with the apparent responsible contractor with the lowest responsive bid within the estimated cost range, approve the Faithful Performance and Labor and Material Bonds and insurance certificate submitted by the contractor, and deliver the project.
6. Delegate to the Director of Public Works or her designee the following authority in connection with this contract: (1) approve and execute change orders within the same monetary limits delegated to the Director of Public Works under Section 2.18.050 of the Los Angeles County Code relative to the construction of County buildings; (2) allow substitution of subcontractors and relief of bidders upon demonstration of the grounds set forth in Public Contract Code Sections 4100 et seq. and 5100 et seq., respectively; (3) accept the project upon its final completion; (4) release retention money withheld consistent with the requirements of Public Contract Code Sections 7107 and 9203; and (5) extend the date and time for the receipt of bids consistent with the requirements of Public Contract Code Section 4104.5.

#### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is for the Board to approve and advertise the project, adopt the plans and specifications, authorize the Director of Public Works or her designee to award and execute a consultant services agreement to prepare a baseline construction schedule and a storm water pollution prevention plan for a fee not to exceed \$10,000 funded by existing project funds and a construction contract with the apparent responsible contractor with the lowest responsive bid, deliver the project, and delegate certain responsibilities to the Director or her designee to carry out this project.

The proposed consultant services agreement to prepare a baseline construction schedule and a storm water pollution prevention plan that conform to the County of Los Angeles' specifications is critical to successfully manage construction activities by both the contractor and the County, and a responsible contractor must be able to produce these deliverables. Bid specifications provide that if the contractor fails to complete acceptable deliverables, the Department of Public Works may return to the Board to recommend that the contractor be determined nonresponsive and recommend awarding the construction contract to the next apparent responsible contractor with the lowest responsive bid contingent on that bidder completing deliverables, which conform to the County's specifications.

The limits of the project are as follows:

- Almena Avenue – Companario Drive to Atina Drive
- Atina Drive – Escalada Avenue to Destoya Avenue
- Batson Avenue – Colima Road to 160 feet north of Madona Street
- Cedarbreak Avenue – Companario Drive to Seadler Drive
- Companario Drive – 176 feet west of Cedarbreak Avenue to Cedarbreak Avenue

- Companario Drive – 400 feet west of Batson Avenue to Batson Avenue
- Companario Drive – Almena Avenue to 425 feet east of Valcarlos Avenue
- Desidia Street – Valcarlos Avenue to 450 feet east of Valcarlos Avenue
- Desidia Street – 200 feet west of Batson Avenue to Batson Avenue
- Desidia Street – 613 feet west of Jellick Avenue to Jellick Avenue
- Destoya Avenue – Los Palacios Drive to Valcarlos Avenue
- Escalada Avenue – Los Palacios Drive to Atina Drive
- Espito Street – 255 feet west of Larkvane Road to 450 east of Valcarlos Avenue
- Felicia Avenue – Madona Street to 130 feet north of Madona Street
- Fullerton Road East Frontage – Los Palacios Drive to 140 feet north of Madona Street
- Gloriosa Avenue – Los Palacios Drive to Atina Drive
- Larkvane Road – Colima Road to Espito Street
- Los Palacios Drive – 180 feet west of Escalada Drive to Batson Avenue
- Madona Street – Valcarlos Avenue to 450 feet east of Valcarlos Avenue
- Madona Street – Fullerton Road East Frontage to Batson Avenue
- Rio Seco Drive – Larkvane Road to 282 feet east of Larkvane Road
- Rio Seco Drive – 200 feet west of Valcarlos Avenue to Valcarlos Avenue
- Santar Street – 714 feet west of Jellick Avenue to Jellick Avenue
- Seadler Drive – 636 feet west of Jellick Avenue to Jellick Avenue
- Valcarlos Avenue – Rio Seco Drive to Destoya Avenue
- Valenza Avenue – Los Palacios Drive to Atina Drive
- Bold Street – 202 feet west of Greencastle Avenue to 284 feet east of Greencastle Avenue
- Daisetta Street – 472 feet west of Nogales Street to Nogales Street
- Felch Avenue – 362 feet south of Greenbay Drive to Greenbay Drive
- Greenbay Drive – Jellick Avenue to 386 feet east of Felch Avenue
- Greencastle Avenue – Colima Road to Greenbay Drive
- Greengate Drive – Greencastle Avenue to Heatherton Avenue
- Greenport Avenue – Greencastle Avenue to Larne Street
- Heatherton Avenue – Greengate Drive to Greenbay Drive
- Jellick Avenue – Colima Road to Greenbay Drive
- Labin Court – 450 feet west of Nogales Street to Nogales Street
- Larne Street – Felch Avenue to Greenport Avenue
- Mandy Street – 161 feet west of Greenport Avenue to Greenport Avenue
- Paso Real Avenue – Colima Road to 286 feet north of Colima Road
- Remo Avenue – 369 feet west of Greencastle Avenue to Greencastle Avenue
- Rio Seco Drive – Jellick Avenue to 570 feet east of Jellick Avenue
- Trot Avenue – 390 feet west of Greencastle Avenue to Greencastle Avenue
- Well Street – 181 feet west of Greencastle Avenue to 283 feet east of Greencastle Avenue

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Integrated Services Delivery (Goal 3). The recommended actions will help achieve these goals by providing improved roadways, which will benefit the community.

### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

The estimated construction contract cost to complete this project is in the range of \$2,800,000 to \$3,800,000. The total project cost is estimated to be \$5,073,500. In addition to the construction

contract cost, the total project cost includes environmental clearance, plans and specifications, consultant services, survey, right-of-way and utility clearance, materials testing, inspection, contract administration, change order contingency, and other County services.

The project cost will be financed with State Proposition 1B Transportation Bond funds under the Local Streets and Road Improvement, Congestion Relief, and Traffic Safety Account of 2006. Funding for this project is included in the Fourth Supervisorial District's Road Construction Program in the Fiscal Year 2013-14 Road Fund Budget.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

This project is part of Public Works' ongoing highway construction and maintenance program. It will be advertised in accordance with Section 20392 of the State Public Contract Code.

This project is to be completed in 120 working days. It is estimated the work will start in May 2014 and be completed in November 2014.

Delegating to the Director or her designee the authority to award and execute this construction contract allows an expedited contracting process to obtain a contractor for the reconstruction and resurfacing of roadway pavement.

Effective January 1, 2011, State law requires that projects funded with specific bond funds be subject to monitoring and oversight by the Department of Industrial Relations' Compliance Monitoring Unit (CMU). In order to comply with guidance issued by the CMU, contractors and subcontractors engaged in this contract will be required to submit electronic certified payrolls directly to the State. The CMU may invoice Public Works up to one quarter of one percent of the total project cost.

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel.

The award of the contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting the Board's ordinances, policies, and programs including, but not limited to: the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the Los Angeles County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity,

experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

### **ENVIRONMENTAL DOCUMENTATION**

This project is categorically exempt pursuant to Sections 15301(c) and 15304(h) of the California Environmental Quality Act Guidelines; Class 1, Subsections (x)(2), (x)(9), (x)(14), (x)(18), and (x)(22) of the revised County Environmental Document Reporting Procedures and Guidelines adopted by the Board on November 17, 1987. These exemptions provide for reconstruction and resurfacing of existing roadway pavement, curb and gutters, driveway and curb ramps including the removal and replacement of those trees which are damaging the roadway; new street drainage facilities that do not discharge onto private property; planting of trees; and the maintenance of existing roadway facilities.

### **CONTRACTING PROCESS**

This project will be contracted on an open-competitive bid basis. A recommendation for award by the Director or her designee will be made upon review of the bids meeting the criteria established by the Board and the State Public Contract Code.

To increase contractor awareness of Public Works' program to contract work out to the private sector, this project will be listed on the County website for upcoming bids.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

When the project is completed, it will have a positive impact by providing improved roadways, which will benefit the community.

### **CONCLUSION**

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

The Honorable Board of Supervisors

12/3/2013

Page 6

Respectfully submitted,

A handwritten signature in black ink that reads "Gail Farber". The signature is written in a cursive, flowing style.

GAIL FARBER

Director

GF:JTS:mt

c: Chief Executive Office (Rita Robinson)  
County Counsel  
Executive Office  
Internal Services Department (Countywide  
Contract Compliance)